

**AUG 03 2006**

**BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP**

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# FACSIMILE COVER SHEET

Deliver to: Mitchell, Jason D., USPTO Art Group: 2193  
Facsimile No.: (571) 273-8300 Date: August 3, 2006  
From: Ashley R. Ott, Reg. No. 55,515  
Our Docket No.: 42390P10195 Number of pages 12 including this sheet.  
Application No.: 10/037,530 Filing Date: 1/3/2002  
Docket Due Date(s): 8/3/2006

**Enclosed are the following documents:**

<p><input checked="" type="checkbox"/> Amendment: <u>Response</u> ( <u>8</u> pgs)</p> <p><input type="checkbox"/> Appeal Brief ( _____ pgs)</p> <p><input type="checkbox"/> Application: _____ ( _____ pgs) w/cover &amp; abstract</p> <p><input type="checkbox"/> Assignment &amp; Cover Sheet ( _____ pgs)</p> <p><input checked="" type="checkbox"/> Certificate of <u>Facsimile</u></p> <p><input type="checkbox"/> Continued Prosecution Application (CPA)</p> <p><input type="checkbox"/> Declaration &amp; POA ( _____ pgs)</p> <p><input type="checkbox"/> Drawings: ____ sheets, ____ figures</p> <p><input type="checkbox"/> Extension of Time: _____</p> <p><input checked="" type="checkbox"/> Fee Transmittal (in duplicate)</p> <p><input type="checkbox"/> IDS &amp; PTO/SB/08 ( _____ pgs)</p> <p><input type="checkbox"/> Other _____</p>	<p><input type="checkbox"/> Issue Fee Transmittal</p> <p><input type="checkbox"/> Notice of Appeal</p> <p><input type="checkbox"/> Petition for: _____</p> <p><input type="checkbox"/> Request for Continued Examination (RCE)</p> <p><input type="checkbox"/> Reply Brief ( _____ pgs)</p> <p><input type="checkbox"/> Request &amp; Certification Under 35 USC 122(b)(2)(B)(i)</p> <p><input type="checkbox"/> Request to Rescind Previous Nonpublication Request</p> <p><input type="checkbox"/> Response to Notice of Missing Parts &amp; Formalities Letter</p> <p><input type="checkbox"/> Response to Written Opinion ( _____ pgs)</p> <p><input type="checkbox"/> Terminal Disclaimer</p> <p><input type="checkbox"/> Transmittal of Publication Fee Due</p> <p><input checked="" type="checkbox"/> Transmittal Letter</p>
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Pat Sullivan 8/3/2006  
Pat Sullivan Date

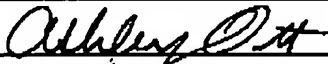
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AUG 03 2006

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		Application No.	10/037,530
		Filing Date	January 3, 2002
		First Named Inventor	W. Kyle Unice
		Art Unit	2193
		Examiner Name	Mitchell, Jason D.
Total Number of Pages in This Submission	12	Attorney Docket Number	42390P10195

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> PTO/SB/08 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Basic Filing Fee <input type="checkbox"/> Declaration/POA <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; margin-top: 10px;">Facsimile Transmittal Sheet</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Ashley R. Ott, Reg. No. 55,515 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
Signature	
Date	August 3, 2006

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Signature		Date	August 3, 2006

Based on PTO/SB/21 (08-04) as modified by Blakely, Sokoloff, Taylor & Zafman (vtr) 1/20/2006.  
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AUG 03 2006

**FEE TRANSMITTAL  
for FY 2005**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete if Known

Application Number	10/037,530
Filing Date	January 3, 2002
First Named Inventor	W. Kyle Unice
Examiner Name	Mitchell, Jason D.
Art Unit	2193
Attorney Docket No.	42390P10195

**METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify):☒ Deposit Account Deposit Account Number: 02-2666 Deposit Account Name: Blakely, Sokoloff, Taylor & Zafman LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayment of fee(s) ☒ Credit any overpayments under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.**FEE CALCULATION****1. EXTRA CLAIM FEES**

Total Claims	18	- 25*	= 0	x	50.00	= \$0.00
Independent Claims	2	- 3*	= 0	x	200.00	= \$0.00
Multiple Dependent						

Large Entity	Fee Code	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description
	1202	50		2202	25	Claims in excess of 20
	1201	200		2201	100	Independent claims in excess of 3
	1203	350		2203	180	Multiple Dependent claim, if not paid
	1204	750		2204	355	**Reissue independent claims over original patent
	1205	300		2205	150	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (1)

(\$)

0.00

\*or number previously paid, if greater. For Reissues, see below

**2. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1051	130	2051	85	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
2053	130	2053	130	Non-English specification
1251	120	2251	80	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	2451	1,510	Petition to institute a public use proceeding
1460	130	2460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(c)
1805	180	1805	180	Submission of Information Disclosure Stmt
1809	790	1809	395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))

Other fee (specify)

SUBTOTAL (2)

(\$)

Fee Paid

**SUBMITTED BY**

Name (Print/Type)

Ashley R. Ott

Registration No.  
(Attorney/Agent)

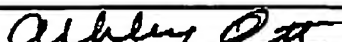
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## Complete (if applicable)

Telephone

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Date

08/03/06

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AUG 03 2006

**FEE TRANSMITTAL  
for FY 2005**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$)

0.00

## Complete if Known

Application Number	10/037,530
Filing Date	January 3, 2002
First Named Inventor	W. Kyle Unice
Examiner Name	Mitchell, Jason D.
Art Unit	2193
Attorney Docket No.	42390P10195

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☒ None ☐ Other (please identify): \_\_\_\_\_

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For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayment of fee(s) ☒ Credit any overpayments

under 37 CFR §§ 1.16, 1.17, 1.18 and 1.20.

## FEE CALCULATION

## 1. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
18	25	0	\$0.00
Independent Claims	3	0	\$0.00
Multiple Dependent			

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1202 50	2202 25	Claims in excess of 20
1201 200	2201 100	Independent claims in excess of 3
1203 380	2203 180	Multiple Dependent claim, if not paid
1204 790	2204 395	**Reissue independent claims over original patent
1205 300	2205 150	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (1)		(\$)
		0.00

\*or number previously paid, if greater, For Reissues, see below

## 2. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description
Fee Code (\$)	Fee Code (\$)	
1051 130	2051 65	Surcharge - late filing fee or oath
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet
2053 130	2053 130	Non-English specification
1251 120	2251 60	Extension for reply within first month
1252 450	2252 225	Extension for reply within second month
1253 1,020	2253 510	Extension for reply within third month
1254 1,590	2254 795	Extension for reply within fourth month
1255 2,160	2255 1,080	Extension for reply within fifth month
1401 500	2401 250	Notice of Appeal
1402 500	2402 250	Filing a brief in support of an appeal
1403 1,000	2403 500	Request for oral hearing
1451 1,510	2451 1,510	Petition to institute a public use proceeding
1480 130	2480 130	Petitions to the Commissioner
1807 50	1807 50	Processing fee under 37 CFR 1.17(a)
1808 180	1808 180	Submission of Information Disclosure Sheet
1809 790	1809 395	Filing a submission after final rejection (37 CFR § 1.129(a))
1810 790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))
Other fee (specify)		
SUBTOTAL (2)		(\$)

Fee Paid

(\$)

## SUBMITTED BY

Name (Print/Type) Ashley R. Ott

Registration No.  
(Attorney/Agent)

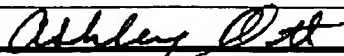
55,515

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Date

08/03/06

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AUG 03 2006

Our Docket No.: 42P10195

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Unice

Application No.: 10/037,530

Filed: January 3, 2002

For: Method and Computer Program Product)  
for Providing a Device Driver

Examiner: Mitchell, Jason D.

Art Group: 2193

## AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed 05/03/2006, applicant respectfully requests  
the Examiner to enter the following amendments and to consider the following remarks.

## CERTIFICATE OF FACSIMILE TRANSMISSION

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United States Postal Service at (571) 273-8300 on the date indicated below:

August 3, 2006

Date of Transmission

Pat Sullivan

Name of Person Transmitting Correspondence

Signature



08/03/2006

Date

Atty Docket No. 42P10195  
Application No. 10/037,530

1